



5043.P001

Patent

AMENDMENT UNDER 37 C.F.R. §1.116  
EXPEDITED PROCEDURE  
EXAMINING GROUP 2882

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of: )  
Lawrence E. Foltzer, et al. ) Art Unit: 2882  
Serial No.: 09/838,085 )  
Filed: April 18, 2001 )  
For: V GROOVE OPTIC SWITCH )

Commissioner for Patents  
PO Box 1450  
Alexandria, VA 22313-1450

**AMENDMENT AFTER FINAL ACTION UNDER 37 C.F.R. §1.116**

Sir:

In response to the Office Action dated December 19, 2003, Applicant respectfully requests that the Examiner enter the following amendments and consider the following remarks.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 9 of this paper.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to the Commissioner for Patents, PO Box 1450, Alexandria, Virginia 22313-1450

on February 19, 2004 Date of Deposit  
Deborah A. McGovern Name of Person Mailing Correspondence  
D McGovern Signature 2-19-04 Date



Image  
Corres. and Mail

BOX AF

AF  
2882

Attorney's Docket No.: 5043.P001

Patent

In re the Application of: Lawrence E. Foltzer et al.  
(inventor(s))

**AMENDMENT UNDER  
37 C.F.R. § 1.116  
EXPEDITED PROCEDURE**

Application No.: 09/838,085

**EXAMINING GROUP 2882**

Filed: April 18, 2001

For: V GROOVE OPTIC SWITCH

(title)

Mail Stop AF  
COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

SIR: Transmitted herewith is an **Amendment After Final Action** for the above-referenced application.

Applicant claims small entity status. See 37 CFR 1.27.

No additional fee is required.

A Notice of Appeal is enclosed.

The fee has been calculated as shown below:

	(Col. 1)		(Col. 2)	(Col. 3)		SMALL ENTITY		OTHER THAN A SMALL ENTITY	
	Claims Remaining After Amd.		Highest No. Previously Paid For	Present Extra		Rate	Additional Fee	Rate	Additional Fee
Total Claims	* 18	Minus.	** 20	0		X9	\$	X18	\$ 0
Indep. Claims	* 2	Minus	*** 4	0		X43	\$	X86	\$ 0
<b>First Presentation of Multiple Dependent Claim(s)</b>									
						+145	\$	+290	\$ 0
						Total Add. Fee	\$	Total Add. Fee	\$ 0

\* If the entry in Col. 1 is less than the entry in Col. 2,  
write "0" in Col. 3.

\*\* If the "Highest No. Previously Paid For" IN THIS  
SPACE is less than 20, write "20" in this space.

\*\*\* If the "Highest No. Previously Paid For" IN THIS SPACE is less than 3, write "3" in this  
space. The "Highest No. Previously Paid For" (Total or Independent) is the highest number  
found from the equivalent box in Col. 1 of a prior amendment or the number of claims  
originally filed.

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail  
with sufficient postage in an envelope addressed to Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria,  
Virginia 22313-1450

on February 19, 2004  
Date of Deposit

Deborah A. McGovern

Name of Person Mailing Correspondence

Signature

February 19, 2004

Date

A check in the amount of \$ \_\_\_\_\_ is attached for presentation of additional claim(s).  
 Applicant(s) hereby Petition(s) for an Extension of Time of \_\_\_\_\_ month(s) pursuant to  
37 C.F.R. § 1.136(a).

A check for \$ \_\_\_\_\_ is attached for processing fees under 37 C.F.R. § 1.17.  
 Please charge my Deposit Account No. 02-2666 the amount of \$ \_\_\_\_\_.

**A duplicate copy of this sheet is enclosed.**

The Under Secretary of Commerce for Intellectual Property and Director of the United States Patent and Trademark Office is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 02-2666  
**(a duplicate copy of this sheet is enclosed):**

- Any additional filing fees required under 37 C.F.R. § 1.16 for presentation of extra claims.  
 Any extension or petition fees under 37 C.F.R. § 1.17.

BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP

Date: 2/19/2004

  
\_\_\_\_\_  
Kevin G. Shao

12400 Wilshire Boulevard  
Seventh Floor  
Los Angeles, California 90025  
(408) 720-8300

Reg. No. 45,095